

PREPARED BY: Sandy Sostad
 DATE PREPARED: February 17, 2015
 PHONE: 471-0054

LB 568

Revision: 01

Revised on 2/17/15 based upon Department of Roads fiscal note

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2015-16		FY 2016-17	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		\$1,950		\$1,950
CASH FUNDS		\$1,300		\$1,300
FEDERAL FUNDS		SEE BELOW		SEE BELOW
OTHER FUNDS				
TOTAL FUNDS		\$3,250		\$3,250

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB 568 changes provisions relating to the revocation and reinstatement of commercial driver's licenses (CDL's). The bill provides that revocation proceedings in regard to a CDL may not be dismissed and payment of a reinstatement fee avoided unless a person has been found not guilty of driving under the influence in a court of law. Current law provides some criteria to avoid revocation and the payment of a reinstatement fee.

The Department of Motor Vehicles (DMV) indicates there are an average of 26 persons holding a CDL each year who will no longer be able to avoid the revocation of their CDL if the bill is enacted. These individuals would have their licenses revoked and would be required to pay a \$125 reinstatement fee. The estimated annual increase in revenue from the reinstatement fee is \$3,250 (\$1,950 General Fund, \$1,300 DMV Cash Fund).

The Department of Roads indicates the bill will bring the state into compliance with federal laws relating to the prosecution of persons holding a CDL following an arrest for driving while intoxicated. Passage of the bill will enable the state to continue to receive \$9 million of federal highway funding in FY16 and \$18 million in FY17.

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES			
LB: 568	AM:	AGENCY/POLT. SUB: Dept. of Motor Vehicles	
REVIEWED BY: Gary Bush		DATE: 2/2/15	PHONE: 471-4161
COMMENTS: No basis to disagree with estimate provide by the agency.			

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES			
LB: 568	AM:	AGENCY/POLT. SUB: Dept. of Roads	
REVIEWED BY: Gary Bush		DATE: 2/13/15	PHONE: 471-4161
COMMENTS: No basis to disagree with the estimate provided by the agency.			

NEBRASKA DEPARTMENT OF MOTOR VEHICLES

Prepared by: Gary Ryken

Date Prepared:

17-Feb-15

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ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2015-2016		FY 2016-2017	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		\$ 1,950		\$ 1,950
CASH FUNDS		\$ 1,300		\$ 1,300
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$ -	\$ 3,250	\$ -	\$ 3,250

Explanation of Estimate:

LB 568 would eliminate judicial by-pass provisions for commercial driver's license holders. An average of 26 CDL holders were bypassed and avoided reinstatement annually over the past five years.

Potential Increase to Revenue	#	General Fund	DMV Cash
Additional Reinstatements	26	\$ 1,950	\$ 1,300

MAJOR OBJECTS OF EXPENDITURE				
POSITION TITLE	NUMBER OF POSITIONS		FY 2015-2016	FY 2016-2017
	15-16	16-17	EXPENDITURES	EXPENDITURES
Benefits				
Operating				
Travel				
Capital Outlay				
Aid				
Capital Improvements				
Total			\$ -	\$ -

Please complete ALL (5) blanks in the first three lines.

2015

LB⁽¹⁾ 568

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska Dept of Roads

Prepared by: ⁽³⁾ Becky Fleming

Date Prepared: ⁽⁴⁾ 2/13/15

Phone: ⁽⁵⁾ (402) 479 4692

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	(\$9,000,000)	_____	(\$18,000,000)
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

LB 568 would put Nebraska into compliance with federal laws relating to criminal prosecution for the holder of a commercial driver's license (CDL) following an arrest for driving while intoxicated.

If this bill were not passed, the Department of Roads federal-aid highway funding would be reduced by \$9 million for the first year and \$18 million in the second.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____